

Pub. Imp. _____
Govt. Grnt. _____
Emer. _____
P. Hrngs. _____
Pgs. 3
Filed: 11-6-09

Sponsored by: Rushefsky, Rush
Ibarra, Stephens

First Reading: _____ Second Reading: _____

COUNCIL BILL NO. 2009 - 288 GENERAL ORDINANCE NO. _____

AN ORDINANCE

1 AUTHORIZING amendment of Chapter 78 of the Springfield City Code by amending
2 Section 78-254. Use of bows and arrows, to allow the use of bladed,
3 sharpened, or other hunting-style heads in conjunction with a managed
4 hunt within the city limits on publicly owned property under the direction
5 of the Missouri Department of Conservation, and to authorize the City
6 Manager, or his designee, to coordinate managed hunts within the city
7 limits under the direction of the Missouri Department of Conservation.
8 (Community Involvement Committee recommends approval.)
9 _____

10
11 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SPRINGFIELD, MISSOURI, as
12 follows:
13

14 Section 1 - That Chapter 78 of the Springfield City Code, known as Offenses and
15 Miscellaneous Provisions, and specifically 78-254. Use of bows and arrows, is hereby
16 amended to allow the use of bladed, sharpened, or other hunting-style heads in
17 conjunction with a managed hunt within the city limits on publicly owned property under
18 the direction of the Missouri Department of Conservation, which section shall read as
19 follows:
20

21 Sec. 78-254. Use of bows and arrows.

22
23 (a) ~~The use of arrows other than target arrows within the city limits is hereby prohibited.~~
24 ~~The use of arrows~~ with bladed, sharpened or other hunting-style heads **within the city**
25 **limits is hereby prohibited, with the exception of target arrows, unless such use of**
26 **other arrows is in conjunction with a managed hunt on publicly owned property**
27 **under the direction of the Missouri Department of Conservation.** ~~is prohibited.~~
28

29 (b) The use of bows and arrows on private property shall be in such a manner as not to
30 endanger the life, limb or property of others. Their use shall also be conducted in a

manner so as to avoid trespassing onto property where permission for such use has not been given.

(c) Bows and arrows shall be used on public property **owned or managed by Springfield-Greene County Parks Department** only in areas provided or inspected and approved for such use by the Director of the Parks and Recreation Department, or his designee. **When approved by City Council, bows and arrows may also be used in conjunction with a managed hunt on publicly owned property, not managed or owned by the Springfield-Greene County Parks Department, under the direction of the Missouri Department of Conservation.**

(d) For purposes of this section, the term "bow" means any kind or type of device consisting of a curved, flexible material strung taut from end to end with string, cord, wire or other material and used to launch arrows, including but not limited to longbows, compound bows and crossbows. The term "arrow" means a straight, thin shaft propelled from a bow with a pointed, bladed or other shaped head for striking at one end and flight-stabilizing feathers or fins at the other.

(G.O. No. 4687, § 1, 3-31-1997)

Section 2 – That the City Council also hereby authorizes the City Manager, or his designee, to coordinate said managed hunts within the city limits as the need arises, in conjunction with, and under the direction of, the Missouri Department of Conservation.

Section 3 – This ordinance shall be in full force and effect from and after passage.

NOTE: Language to be added appears in **bold**. Language to be deleted is ~~stricken~~

Passed at meeting: _____

Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form:  _____, Assistant City Attorney

Approved for Council action:  _____, City Manager

Aff. Agcy. Noticed _____
Emergency Required _____
P. Hrngs. Required _____
Fiscal Note Required _____
Board Rec. Required _____
IPO Required _____

EXPLANATION TO COUNCIL BILL NO. 2009 - 288

ORIGINATING DEPARTMENT: Springfield-Greene County Health Department

PURPOSE: Modification of the broad head arrow ban to allow for managed deer hunts within the city limit.

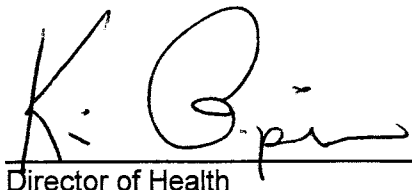
BACKGROUND: The use of broad head arrows was prohibited by city ordinance in 1997. This ban has virtually eliminated deer hunting within the city limit of Springfield due to the ineffectiveness of "field point" arrows and a prohibition on the use of firearms. One of the unintended consequences of the "broad head" ban has been the explosion in the urban deer population. This growth has resulted in an increase in deer/vehicle collisions, zoonotic disease outbreaks in the deer population, and a possible link to an increase in tick borne diseases in humans.

Concern over the explosion of the urban deer population led to the formation of the Urban Deer Action Committee (UDAC) in April of 2006. This committee was comprised of participants from area, state, and local agencies. After carefully studying the issue, UDAC recommended that population control measures be utilized to reduce the size of the urban deer herd. There are many methods that may be used to accomplish this reduction. The most cost-effective method is to allow managed hunts in urbanized areas.

This ordinance change will allow the use of broad head arrows on publicly owned land within the city limits, only in conjunction with a managed hunt by the Missouri Department of Conservation (MDC) at the request of the City Council. Hunters will be required to apply with MDC to participate in managed hunts and are typically required to meet additional restrictions as established by MDC. There will be a resolution presented at the November 23, 2009 meeting that will establish the locations of the hunt and the general time frame.

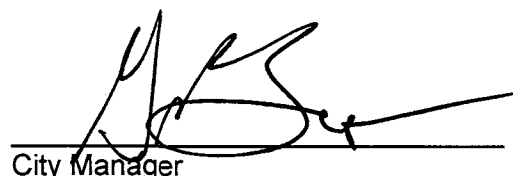
REMARKS: The broad head arrow prohibition currently imposed by City Code prohibits such hunts. A managed hunt by the MDC accounts for the concerns for public safety while providing a method to control the size of the urban deer population. The City Council Community Involvement committee recommends the adoption of this ordinance.

Submitted by:



Director of Health

Approved by:



City Manager